

**Court of Appeals, State of Michigan**

**ORDER**

Billie J Derry v James A Derry

Docket No. 294029; 294167

LC No. 03-318588-DM

Brian K. Zahra  
Presiding Judge

Kirsten Frank Kelly

Karen M. Fort Hood  
Judges

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The Court orders that the application for leave to appeal is GRANTED and these appeals are CONSOLIDATED.

The Court orders that the motion for immediate consideration is GRANTED.

The Court further orders that the motion to dismiss the appeal of right in docket no. 294167 is DENIED without prejudice to the parties raising and briefing the jurisdiction question in their briefs on appeal. The Court defers decision of jurisdiction question to the case call panel.

The Court further orders that briefing is limited to one appellant's brief, one appellee's brief, and one reply brief for both consolidated appeals and the appeals are EXPEDITED as follows. The transcript shall be filed with the trial court clerk within 21 days after the Clerk's certification of this order, appellant's brief shall be filed within 28 days after the transcript is filed, appellee's brief shall be filed within 21 days after service of appellant's brief, appellant's reply brief shall be filed within 14 days after service of appellee's brief, and the Clerk is directed to place the appeals on the first available case call after the time for filing appellee's brief has expired.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**OCT 14 2009**  
Date

*Sandra Schultz Mengel*  
Chief Clerk